

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

MICHAEL FRESH,

Plaintiff,

-versus-

DIAMOND DEVELOPMENT &  
INVESTMENTS, INC., d/b/a/  
DIAMOND DAVE'S STEAK-  
HOUSE, and DAVID ULMER,

Defendants

CIVIL ACTION

FILE NO.: 1:13-cv-02657

ANSWER

Come now Defendants, named above, by and through the undersigned attorney, and by way of answer to the Complaint herein show to the court and aver as follows:

1. - 9.

Defendants admit paragraphs one (1) through nine (9) of the Complaint.

10. - 29.

Defendants deny paragraphs ten (10) through twenty-nine (29) of the Complaint.

30.

Defendants show that plaintiff's claims are false and contrived and that Plaintiff knows this and his counsel should also be aware of same. Plaintiff and his counsel are given this safe haven opportunity to dismiss this false action and avoid Rule 11 sanctions in the future.

31.

Defendants demand a trial by jury herein.

WHEREFOR, having fully answered Defendants demand that this action be dismissed with all costs cast against the Plaintiff and that Defendants receive an award of all fees and costs of this action including a reasonable award of attorney's fees.

Respectfully submitted this 18<sup>th</sup> day of November, 2013

JOHNSON & ASSOCIATES, P.C.

5208 Roswell Rd.  
Atlanta, GA 30342  
Telephone (404) 688-7100  
Facsimile (678) 254-1792  
attorneymichaelrjohnson@yahoo.com

s/MICHAEL R. JOHNSON, SR.  
Michael R. Johnson, Sr.  
State Bar of Georgia 395056  
Attorney For Defendants

CONTY OF COBB:

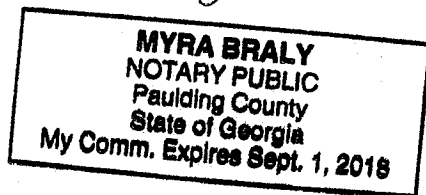
STATE OF GEORGIA:

VERIFICATION

All of the foregoing Answer is true and correct so help me God.

Sworn to and subscribed  
Before me this 13<sup>th</sup> day  
October 13, 2014.

Myra Braly



Dave Ulmer  
Dave Ulmer, individually and in his  
capacity as CEO of  
Diamond Development and  
Investments, Inc.

CERTIFICATE OF SERVICE

I have this day served a true and complete copy of the above and foregoing upon all parties via the Court's electronic filing system.

Respectfully submitted this 18<sup>th</sup> day of November, 2013

JOHNSON & ASSOCIATES, P.C.

s/MICHAEL R. JOHNSON, SR.

Michael R. Johnson, Sr.  
State Bar of Georgia 395056  
Attorney For Defendants

5208 Roswell Rd.  
Atlanta, GA 30342  
Telephone (404) 688-7100  
Facsimile (678) 254-1792  
attorneymichaelrjohnson@yahoo.com